

Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, November 7, 2013

10:00 AM

Board Room

Board of Commissioners

Commissioner Michael A. Alvarez, Commissioner Frank Avila, Vice-President Barbara J. McGowan, Commissioner Cynthia M. Santos, Commissioner Debra Shore, Chairman of Finance Mariyana T. Spyropoulos, Commissioner Kari K. Steele, Commissioner Patrick D. Thompson, President Kathleen Therese Meany

THE FOLLOWING PROCEDURES WILL GOVERN THE MEETING PROCESS:

- 1. Board Members who vote "Nay, Present, or Abstain" or have a question on any item may request the item be removed from the Consent Agenda.**
- 2. Citizens in the audience who address the Board on any item may request the item be removed from the Consent Agenda.**
- 3. Items removed from the Consent Agenda are considered separately.**
- 4. One roll call vote is taken to cover all Consent Agenda Items.**

Call Meeting to Order

President Kathleen Therese Meany presiding, called the meeting to order at 10:00 a.m.

Roll Call

Present: 9 - Michael A. Alvarez; Frank Avila; Barbara J. McGowan; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; Kari K. Steele; Patrick D. Thompson; and Kathleen Therese Meany

Approval of Previous Board Meeting Minutes

A motion was made by Mariyana T. Spyropoulos, seconded by Cynthia M. Santos, that the minutes from the last meeting be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Recess and Reconvene as Committee of the Whole

A motion was made by Cynthia M. Santos, seconded by Mariyana T. Spyropoulos, to recess and reconvene as a committee of the whole. The motion carried by acclamation. Chorus of Ayes - No Nays

Recess and Reconvene as Board of Commissioners

At 11:35 a.m. President Kathleen Therese Meany reconvened the regular board meeting to order

Finance Committee

Report

- 1 [13-1338](#) Report on Cash Disbursements for the Month of September 2013, in the amount of \$44,023,580.07

Attachments: [September 2013 Cash Disbursements Summary](#)

Published and Filed

Procurement Committee

Report

- 2 [13-1335](#) Report of bid opening of Tuesday, October 15, 2013

Published and Filed

- 3 [13-1336](#) Report of bid opening of Tuesday, October 22, 2013

Published and Filed

- 4 [13-1346](#) Report on advertisement of Request for Proposal 13-RFP-29 Examination Consulting Services, estimated cost \$150,000.00, Account 101-25000-601170, Requisition 1368292

Published and Filed

- 5 [13-1381](#) Report on advertisement of Request for Proposal 13-RFP-30 to obtain Temporary Services for the Finance Department for a one year period, estimated cost \$75,000.00, Accounts 101- 40000-612490, Requisition 1368720 (As Revised)

Published and Filed

- 6 [13-1356](#) Report on rejection of bids for Contract 10-885-AF, Streambank Stabilization of I&M Canal Tributary D, estimated cost \$394,575.00

Published and Filed

Authorization

- 7 [13-1343](#) Authorization to amend Board Order of August 29, 2013, authorizing the acceptance of the initial annual rental bid and to enter into a 39-year lease for Contract 13-360-12 with the Roseland Little League Baseball Organization on approximately 2.66 acres of improved real estate located at 12483 South Michigan Avenue in Chicago, Illinois, to operate and maintain little league baseball fields for an initial annual rent of \$2,500.00.

Deferred by Mariyana T. Spyropoulos

- 8 [13-1344](#) Authorization to accept initial annual rental bid for Contract 13-363- 11 Proposal to Lease for 39-years 10,086 square feet of District real estate located along the east bank of the North Branch of the Chicago River adjacent to 4130 North Rockwell Street in Chicago, Illinois from Heltzer Real Estate, LLC in the amount of \$13,000.00

Attachments: [Map.Heltzer 11.7.13.pdf](#)

A motion was made by Frank Avila, seconded by Barbara J. McGowan, that this Agenda Item be Approved. The motion carried by the following roll call vote:

Aye: 8 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Kathleen Therese Meany

Abstain: 1 - Patrick D. Thompson

- 9 [13-1352](#) Authorization to accept initial annual rental bid for Contract 13-365- 11 Proposal to Lease for 39-years 0.715+/- acres of District real estate located near 7800 west 59th Street in Summit Illinois; Main Channel Parcel 34.09 from Owens Corning Roofing & Asphalt, LLC in the amount of \$9,000.00.

Attachments: [Map.Owens Corning Parcel 34.09.pdf](#)

Approved

- 10 [13-1358](#) Authorization to amend Board Order of October 17, 2013, regarding Authority to award Contract 08-041-3P, Rehabilitation of Final Settling Tank Nos. 11, 12, 13, and 14 in Batteries A, B, and C, Terrence J. O'Brien Water Reclamation Plant, to Joseph J. Henderson & Son, Inc., in an amount not to exceed \$2,682,000.00, plus a five (5) percent allowance for change orders in an amount of \$134,100.00, for a total amount not to exceed \$2,816,100.00, Account 401-50000-645700, Requisition 1360635, Agenda Item No. 33, File No. 13-1270

Approved

- 11 [13-1369](#) Authorization to amend Board Order of August 29, 2013, regarding Issue a purchase order and enter into an agreement with MWH Americas, Inc. for professional engineering services for Contract 13-248-5F, Final Design for Streambank Stabilization on Melvina Ditch, in an amount not to exceed \$500,344.64, Account 501-50000-601420, Requisition 1365002, Agenda Item No.23, File No. 13-0900

Approved

- 12 [13-1372](#) Authorization for payment to Illinois Association of Wastewater Agencies (IAWA) for 2013/2014 membership dues in an amount not to exceed \$14,120.00, Account 101-15000-612280

Approved

- 13 [13-1376](#) Authorization to extend the duration of the qualified list for 10-RFP-21 Professional Underwriting Services for District Bond Sales for a two year period, Account 401-50000-767300.

Attachments: [qualified firms att.pdf](#)

Debra Shore voted Nay on Item #13

Approved

Authority to Advertise

- 14 [13-1357](#) Authority to advertise Contract 14-022-11 Furnish and Deliver Diesel Fuel to Various Locations for a One (1) Year Period, estimated cost \$496,000.00, Accounts 101-16000, 66000, 67000, 68000, 69000-623820, Requisitions 1367628, 1367586, 1367585, 1366852, 1366540, and 1365693

Approved

- 15 [13-1365](#) Authority to advertise Contract 13-112-11 Furnish and Deliver Water Quality Meters and Accessories, estimated cost \$168,435.00, Account 201-50000-634990, Requisition 1366035

Approved

- 16 [13-1374](#) Authority to advertise Contract 14-673-11 Heavy Equipment Repairs at Various Locations, estimated cost \$972,000.00, Accounts 101-66000/68000-612760/612330, Requisitions 1360890 and 1360641

Approved

- 17 [13-1377](#) Authority to advertise Contract 14-613-11 Scavenger Services at Various Service Areas, estimated cost \$3,631,560.00, Accounts 101/501-66000/67000/68000/69000/50000-612520, Requisitions 1363719, 1363464, 1364984, 1364995, 1364705, 1364698, 1364731

Approved

Issue Purchase Order

- 18 [13-1339](#) Issue purchase order and enter into an agreement with DLT Solutions, LLC, for Constructware Consulting Services under GSA Joint Purchasing Contract GS-35F-4543G in an amount not to exceed \$29,996.00, Account 101-27000-601170, Requisition 1366071

Approved

- 19 [13-1340](#) Issue purchase order to The National Fire Protection Association to Furnish and Deliver National Fire Codes On-Line Subscription License, in an amount not to exceed \$33,000.00, Account 101-27000-612280, Requisition 1368926

Approved

- 20 [13-1345](#) Issue a purchase order to the University of Wisconsin at Madison, pursuant to the Terms of Master Agreement 11-RFP-03, to provide a two-day seminar on Implementing a Reliability-Centered Maintenance Program and other Maintenance Best Practices, in a total amount not to exceed \$17,800.00, Account 101-69000-601100, Requisition 1367956

Approved

- 21 [13-1347](#) Issue purchase order to Myers Briggs & Company, Inc. for Furnishing Excess Auto Liability Insurance Coverage for Automobiles, Trucks, Trailers, and Non-owned Automobiles in an amount not to exceed \$85,471.00, Account 101-25000-612290, Requisition 1367206

Approved

- 22 [13-1354](#) Issue purchase order and enter into an agreement with Canon Solutions America, Inc. for the leasing of multifunctional photocopier devices in an amount not to exceed \$157,182.00, Account 101-27000-612330, Requisition 1368953

Approved

- 23 [13-1355](#) Issue purchase order and amend an existing agreement with Readsoft, Inc. for Software Maintenance and Support Renewal, in an amount not to exceed \$82,611.00, Account 101-27000-612820, Requisition 1363224

Approved

- 24 [13-1359](#) Issue purchase order for Contract 13-926-21, Furnish and Deliver Heavy Equipment to the Stickney and Calumet Water Reclamation Plants, Item 1 to Walter Payton Power Equipment, LLC, in an amount not to exceed \$486,435.00, Item 2 to Spyderman Mini Crane, LLC, in an amount not to exceed \$93,800.00, and Item 3 to Manitex International, Inc., in an amount not to exceed \$387,000.00, Account 201-50000-634860, Requisitions 1353098, 1355507, and 1355508

Deleted by the Executive Director

- 25 [13-1360](#) Issue purchase orders for Contract 13-603-11, Furnishing and Delivering Roadway Rock Salt to Various Service Areas, Item 1 to Morton Salt, Inc., in an amount not to exceed \$91,773.00, and Item 2 to North American Salt Company, in an amount not to exceed \$115,590.50, Accounts 101-67000, 68000, 69000-623130, Requisitions 1361737, 1360647, 1361436, 1360643, and 1361758

Approved

- 26 [13-1361](#) Issue purchase order for Contract 13-672-11, Furnishing and Delivering Tires for Heavy Equipment to Various Locations, to Chicago Tire, Inc., in an amount not to exceed \$74,728.00, Account 101-66000-623250, Requisition 1349260

Approved

- 27 [13-1364](#) Issue purchase order and enter into an agreement for Contract 13-RFP-18 Executive Coaching Services for a Three-Year Period with Talent Assessment and Development, LLC beginning December 1, 2013 and continuing through November 30, 2016, Account 101-25000-601170, Requisition 1362906

Approved

- 28 [13-1366](#) Issue purchase order to and enter into an agreement with Teledyne Instruments, Inc., for a Technical Support Agreement, Parts and Supplies for Teledyne Equipment, in an amount not to exceed \$30,417.33, Accounts 101-16000-612970 and 623570, Requisition 1367605

Approved

- 29 [13-1375](#) Issue purchase order and enter into an agreement for Contract 13-RFP-14 Document and Litigation Case Management System, with Legal Files Software, Inc. for a three year period, with an option to extend for an additional 2 year period, in an amount not to exceed \$91,976.00, Account 201-50000-601170, Requisition 1362886

Approved

- 30 [13-1385](#) Issue purchase order and enter into an agreement for Contract 13-RFP-13 Court Reporting Services, with Veritext Corp. in an amount not to exceed \$400,000.00, Accounts 101-25000, 30000, 40000-612250 and 401, 501-50000-612250, Requisitions 1362912, 1362913, 1362614, and 1362915.

Approved

Award Contract

- 31 [13-1378](#) Authority to award Contract 13-006-12, Group A (Re-Bid), to Cicero Manufacturing & Supply Company, Inc., to Furnish and Deliver Janitorial Supplies to Various Locations for a One (1) Year Period, in an amount not to exceed \$42,310.76, Accounts 101-20000-623110, 623170, 623660

Attachments: [13-006-12 A - ATTACHMENT.pdf](#)

Approved

- 32 [13-1379](#) Authority to award Contract 13-614-11, Elevator Maintenance at Various Service Areas, Groups A & B to South West Industries, d/b/a Anderson Elevator Company, in an amount not to exceed \$335,362.00, and Groups C, D, and E, to Parkway Elevators, Inc., in an amount not to exceed \$548,850.00, Accounts 101-15000, 67000, 68000, 69000-612370, 612390, 612600, 612680, Requisitions 1348497, 1350463, 1351589, 1358531, 1358915, 1358548, 1349634, and 1351702

Approved

- 33 [13-1380](#) Authority to award Contract 12-706-21, Restoration of Preliminary Tank Drives at the O'Brien Water Reclamation Plant, to Independent Mechanical Industries, Inc., in an amount not to exceed \$214,650.00, Accounts 201-50000-645650, 645750, Requisition 1343670

Approved

- 34 [13-1382](#) Authority to award Contract 11-839-22 (Re-Bid), Replacement of an Inverter System at the Pump and Blower House at the Calumet Water Reclamation Plant, to Electrical Systems, Inc., in an amount not to exceed \$86,000.00, Account 201-50000-645650, Requisition 1350859

Approved

Increase Purchase Order/Change Order

- 35 [13-1342](#) Authority to decrease purchase order with Colette Holt & Associates for legal services to review and update the MWRD Affirmative Action Ordinance, Appendix D, in an amount of \$25,946.96, from an amount of \$75,000.00 to an amount not to exceed \$49,053.04. Account 101-30000-601170, Purchase Order 3074286

Approved

- 36 [13-1363](#) Authority to increase purchase order with Baker Tilly Virchow Krause, LLP, for Contract 09-RFP-19, for Professional Auditing Services for the fiscal year ending December 31, 2013, in an amount of \$255,500.00, from an amount of \$705,600.00, to an amount not to exceed \$961,100.00, Account 101-40000-601170 and P802-11000-798200, Purchase Order 3064315

Attachments: [Change Order Report](#)

Approved

- 37 [13-1368](#) Authority to increase Contract 04-201-4F Tollway Dam, Grout Curtain and Quarry Plugs, Thornton Composite Reservoir, Calumet Service Area, to F.H. Paschen, S.N. Nielsen and Associates LLC and Cabo Construction Corporation, Joint Venture in an amount of \$49,906.74, from an amount of \$71,850,108.50, to an amount not to exceed \$71,900,015.24, Account 401-50000-645620, Purchase Order 5001105

Attachments: [CO 04-201-4F.pdf](#)

Approved

- 38 [13-1370](#) Authority to decrease Contract 09-365-5F Heritage Park Flood Control Facility, to F.H. Paschen/Lake County Grading, A Joint Venture in an amount of \$244,382.21, from an amount of \$29,767,965.23, to an amount not to exceed \$29,523,583.02, Account 501-50000-645620, Purchase Order 5001339

Attachments: [CO 09-365-5F.pdf](#)

Approved

- 39 [13-1383](#) Authority to increase Contract 12-408-11, Janitorial Services for the Main Office Building Complex for a Thirty-Six (36) Month Period, to RJB Properties, Inc., in an amount of \$45,000.00, from an amount of \$1,648,463.06, to an amount not to exceed \$1,693,463.06, Accounts 101-15000-612370 and 612390, Purchase Order 5001363

Attachments: [BTL Attachment Contract 12-408-11.pdf](#)

Approved

- 40 [13-1387](#) Authority to increase Contract 12-416-11 Providing Operating Engineering Services to the Main Office Building Complex for a Three-Year Period, to Anchor Mechanical, Inc., in an amount not to exceed \$140,000.00, from an amount of \$2,685,221.34, to an amount not to exceed \$2,825,221.34, Accounts 101-15000-612370 and 612390, Purchase Order 5001369

Attachments: [BTL Attachment Contract 12-416-11.pdf](#)

Approved

Budget & Employment Committee

Authorization

- 41 [13-1341](#) Authority to transfer 2013 departmental appropriations in the amount of \$9,500.00 in the Corporate Fund

Attachments: [11.07.13 Board Transfer BF5.pdf](#)

Approved

Judiciary Committee**Authorization**

- 42 [13-1337](#) Authority to settle the Workers' Compensation Claim of Kenneth Mahl vs. MWRDGC, Case No. 13 WC 02444, Illinois Workers' Compensation Commission (IWCC), in the sum of \$10,436.70. Account 901-30000-601090

Approved

- 43 [13-1367](#) Authority to settle the Workers' Compensation Claim of Gregory Jones vs. MWRDGC, Claim No. 0200004816, Illinois Workers' Compensation Commission (IWCC), in the sum of \$57,165.92. Account 901-30000-601090
(As Revised)

Approved

Real Estate Development Committee**Authorization**

- 44 [13-1332](#) Authority to issue a 4-month permit extension to Dunnet Bay Construction on an approximately 3.0 acre portion of Main Channel Parcel 39.01 located south of the Main Channel and east of Central Avenue for a construction staging area and access along 41st Street, between Central Avenue and Cicero Avenue, in Forest View, Illinois. Consideration shall be \$7,533.00

Attachments: [11-07-13_DBC.pdf](#)

Approved

- 45 [13-1333](#) Authority to issue a five (5)-year permit to B.P. Pipelines (North America), Inc. for access to and use of a boat ramp located on the north side of the Main Channel adjacent to the Metropolitan Water Reclamation District of Greater Chicago's ("District") Lawndale Avenue Solids Management Area ("LASMA") site for emergency purposes. Consideration shall be an annual fee of \$2,500.00

Attachments: [BP PIPELINES ATTACHMENT 11.7.13.pdf](#)

Approved

- 46 [13-1353](#) Authority to issue a two (2)-month permit to CH2M Hill, Inc. for access to the area surrounding the Majewski Reservoir, to perform a wetland and waterway survey, utility location and soil boring work on behalf of the Shell Oil Company in connection with the construction of the I-90 Elgin-O'Hare Western Access Project. Consideration shall be \$2,500.00.

Attachments: [ATTACH CH2M HILL 11.7.13.pdf](#)

Approved

Approval of the Consent Agenda with the exception of Items: 7, 8, 24 and 47

Debra Shore voted Nay on item #13

A motion was made by Frank Avila, seconded by Patrick D. Thompson, to Approve the Consent Agenda. The motion carried by the following roll call vote:

Aye: 8 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Absent: 1 - Cynthia M. Santos

Miscellaneous and New Business

Resolution

- 47 [13-0974](#) RESOLUTION sponsored by the Board of Commissioners recognizing the Suburban Minority Contractors Association's Millennium Builders Awards

A motion was made by Barbara J. McGowan, seconded by Mariyana T. Spyropoulos, that this Resolution be Adopted. The motion carried by acclamation. Chorus of ayes - No nays

Meeting Summary

Speakers

Rev. Larry S. Bullock, President of the Suburban Minority Contractors Association, accepted the resolution recognizing the Suburban Minority Contractors Association's Millennium Builders Award (Re: Miscellaneous and New Business Item #47)

George Blakemore. Concerned citizen, voiced concerns on various items (Re: Procurement Item #8, #9)

Jackson Blue, community resident voiced concerns regarding contract 13-676- 11
1. How does the pest control/poison effect the area?
2. What type of pest are we looking to control?

Patrick McGowan, with W.E. O'Neal Construction Company addressed the board with respect to the appraisal value of a proposed lease/permit (Re: Miscellaneous and New Business)

Summary of Requests

David St. Pierre

1. Mariyana T. Spyropoulos and Barbara J. McGowan requested that future, board transmittal letters include an executive summary from the appraisal report (Re: Procurement #8)

2. Mariyana T. Spyropoulos requested a report on the use of salt and the effects on the environment (Re: Procurement Item #25)

3. Frank Avila requested a list of projects that will be paid from bond proceeds (Re: Procurement #13)

Study Session

None

Announcements

None

Board Letter Submission Dates

The next regular board meeting is scheduled for November 21, 2013, please prepare and submit Board items before the following absolute cutoff dates.

Date agenda items are due to the Director of Procurement and Materials Management for signature and preparation: November 8, 2013.

Date all agenda items are due to the Executive Director: 1:00 p.m., November 13, 2013.

Adjournment

A motion was made by Mariyana T. Spyropoulos, seconded by Debra Shore, that when the Board adjourns, it adjourns to meet again on Thursday, November 21, 2013 at 10:00 a.m., and also move that today's meeting be adjourned. The motion carried by the following roll call vote:

/s/ Jacqueline Torres, Clerk

Aye: 7 - Frank Avila, Barbara J. McGowan, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Absent: 2 - Michael A. Alvarez, Cynthia M. Santos

APPROVAL:

In accordance with the provisions of 70ILCS 2605/4, each of the foregoing agenda items duly adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago this November 7, 2013, are hereby approved.

APPROVED:

/s/ Kathleen Therese Meany
President Board of Commissioners of the
Metropolitan Water Reclamation District of Greater Chicago

November 7, 2013